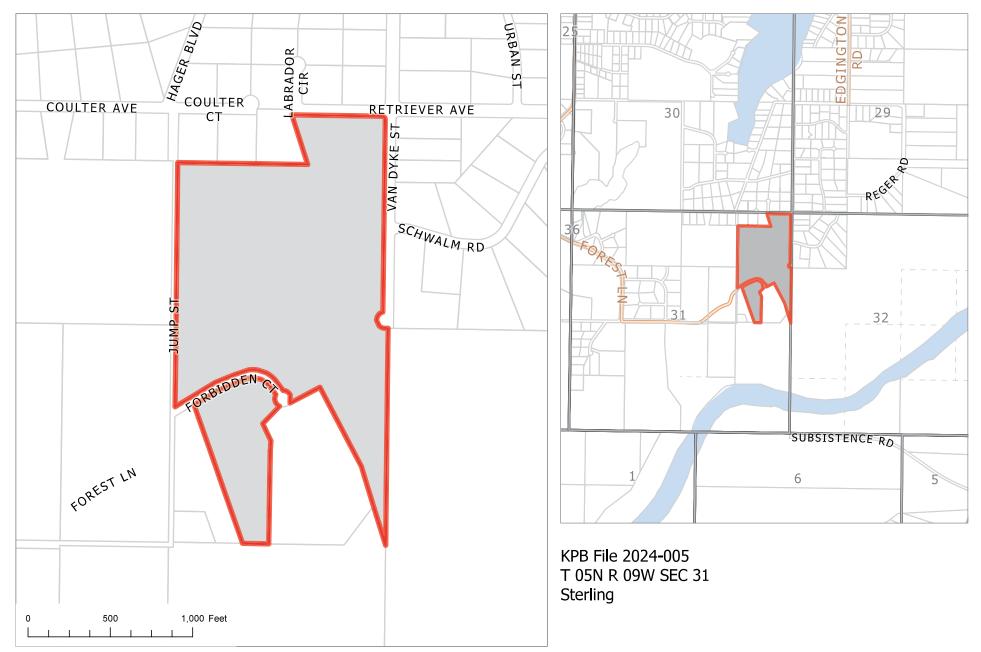
# E. NEW BUSINESS

5. Fair Ridge Subdivision Part 7 KPB File 2024-005 Johnson Surveying / Fair Location: Forbidden Ct. & Van Dyke St. Sterling Area







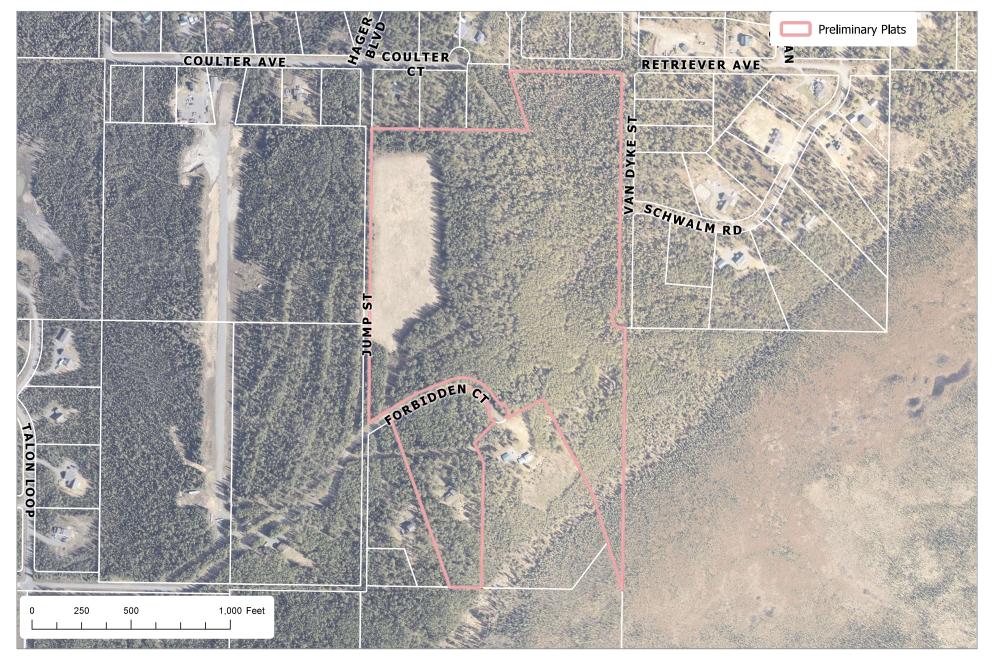


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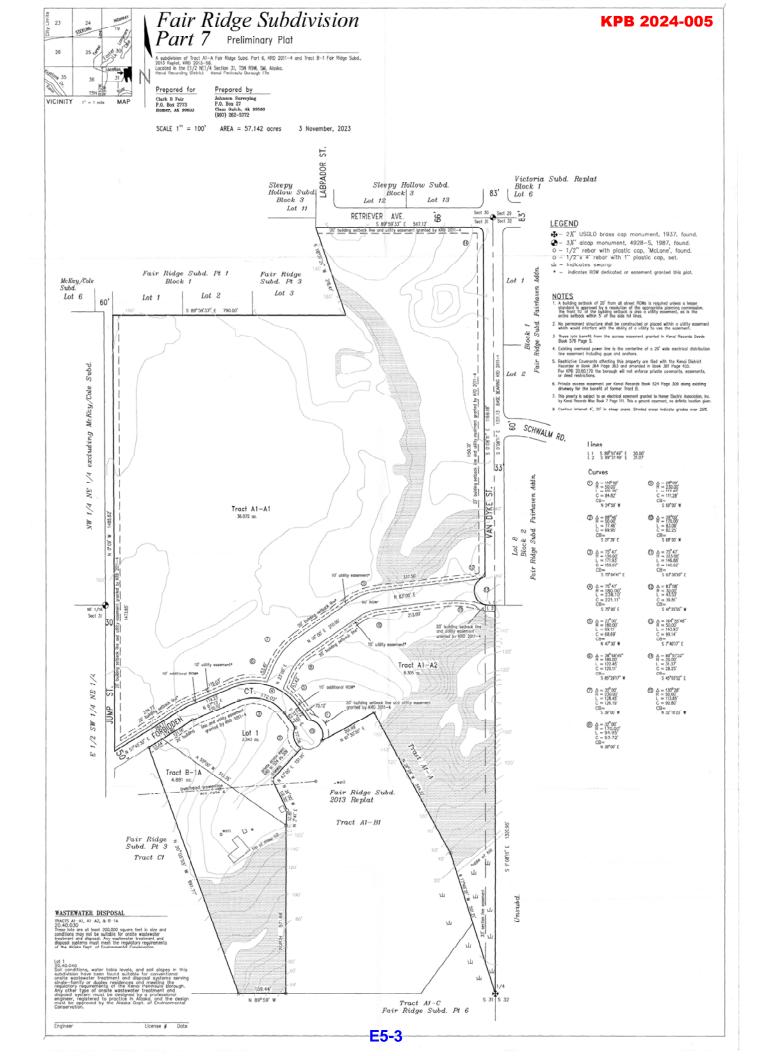
Aerial Map

KPB File 2024-005 1/8/2024



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#### AGENDA ITEM E. NEW BUSINESS

#### ITEM #5 - PRELIMINARY PLAT FAIR RIDGESUBDIVISION PART SEVEN

KPB File No.	2024-005
Plat Committee Meeting:	February 12, 2024
Applicant / Owner:	Clark Fair of Homer
Surveyor:	Jerry Johnson / Johnson Surveying
General Location:	Forest Lane, Sterling
Parent Parcel No.:	063-181-35, 063-181-38
Legal Description:	Tract B-1 Fair Ridge Sub 2013 Replat KN 2013-58 & Tract A1-A Fair Ridge Subdivision Part Six KN 2011-4
Assessing Use:	Residential
Zoning:	Rural Unrestricted
Water / Wastewater	Onsite
Exception Request	none

#### STAFF REPORT

<u>Specific Request / Scope of Subdivision</u>: The proposed plat will subdivide three parcels into four tracts ranging in size from 2.342 acres to 36.072 acres.

**Location and Legal Access (existing and proposed):** From the south the plat is accessed by Forbidden Ct. Forbidden Ct is accessed from Sterling Highway to Forest Ln at mile post 89.8, then Forest Ln to Forbidden Ct. This is access is private maintained.

From the east, access is along Van Dyke St., which is currently undeveloped. Currently from Sterling Highway at about milepost 88.1 turn on St. Theresa Rd to Edgington Rd to Fannie Mae Rd to Van Dyke Rd to Burnett Way to Retriever Ave to Schwalm Rd into the subdivision area. KPB Roads Department indicates that his access may go through low areas and recommends if approved to develop the Van Dyke St section line dedication along the east side of the plat.

The plat is dedicating a right-of-way connecting Forbidden Ct and the south end of Van Dyke St to be named Nordic Slice Way. The plat is also proposing to dedicate an extra 10 on the north and easterly side of Forbidden Ct to meet the requirement of a 60' right-of-way per 20.30.120(A) Street-width requirements.

The plat is affected by a 33' section line easement on the southeast side of proposed Tract A1-A2.

There is a private right-of-way easement for ingress – egress that affects this property and is noted on the drawing at plat note #3.

Block length is not compliant along Jump St. *Staff recommends:* the committee concur an exception is not needed as the length of the west side of Tract A1-A1 as remained the same since the plat Fair Ridge Subdivision Part One KN 87-94 was filed and with the dedication of Nordic Slice Way some relief is being given to the block length.

KPB Roads Dept. comments	Out of Jurisdiction: No
	Roads Director: Griebel, Scott Comments: Access from west (Forest LN side) has non-dedicated private property sections. Access from east (Edgington Rd side) potentially involves access through low

	occupancy, residential, category I roads. If approved, RSA would recommend development of the Van Dyke St section line, rather than utilizing Schwalm Rd.
	development of the valid byke St section line, rather than utilizing Schwalm Rd.
SOA DOT comments	

#### Site Investigation:

There is steep terrain shown on the plat correctly. The steep terrain should remain identified on the final and the contours can be removed.

Improvements are shown on the plat that currently are located on Tract B-1 Fair Ridge Subdivision 2013 Replat KN 2013-58. Most of the structures will be on Tract B-1A of the new plat, with one structure being on Lot 1.

Wetlands affect a small portion of Tract A1-A2, having a designation of kettle. **Staff recommendation**: place a note on the final plat indicating any person developing the property is responsible for obtaining all required local, state, and federal permits, including a U.S. Army Corps of Engineers wetland determination if applicable.

KPB River Center review	<ul> <li>A. Floodplain</li> <li>Reviewer: Hindman, Julie</li> <li>Floodplain Status: Not within flood hazard area</li> <li>Comments: No comments</li> <li>B. Habitat Protection</li> <li>Reviewer: Aldridge, Morgan</li> <li>Habitat Protection District Status: Is NOT within HPD</li> <li>Comments: No comments</li> <li>C. State Parks</li> <li>Reviewer:</li> </ul>
	Comments:
State of Alaska Fish and Game	

#### Staff Analysis

Originally this property was an aliquot parcel being the W1/2 of the NE1/4 of Section 31, Township 5 North, Range 9 West, SN Alaska. The property has been subdivided several times, starting with Fair Ridge Subdivision Part One KN 87-94. Fair Ridge Subdivision Part Six KN 2011-4 created Tract A1-A and Fair Ridge Subdivision 2013 Replat KN 2013-58 created Tract B-1 which are both being re-subdivided by the proposed subdivision being reviewed.

A soils report will be required and an engineer will sign the final plat for Lot 1.

Per the preliminary Certificate to Plat, beneficial interest holders do not affect the proposed plat. Notification per KPB 20.25.090 will not be required unless the final Certificate to Plat states the property is affected by beneficial interest holders.

The property is not within an advisory planning commission.

The subdivision plat has been reviewed and generally complies with the 2019 Kenai Peninsula Borough Comprehensive plan.

### **Utility Easements**

There is a 20' overhead powerline easement on the plat originally shown on Fair Ridge Subdivision Part One KN 87-94. The easement was then shown on the land of currently proposed Tract B-1A and Lot 1 on Fair Ridge Subdivision Part Two KN 93-54. HEA has requested it to be identified in note 4 as "per plat 2013-58 KRD".

The 10' utility easement mentioned in note 1 needs shown along Jump St, Van Dyke St. and the south side of Forbidden Ct.

The affected utility providers were emailed the subdivision plat public hearing notice as part of the routine notification process. **Staff recommends** to grant utility easements requested by the utility providers or work with the utility providers to obtain approval.

#### Utility provider review:

HEA	No comments, add to note 4, "per 2013-58 KRD"
ENSTAR	No comment
ACS	
GCI	Approved as shown
SEWARD	
ELECTRIC	
CHUGACH	
ELECTRIC	
TELALASKA	

#### KPB department / agency review:

KFB department / agency	
Addressing	Reviewer: Leavitt, Rhealyn
	Affected Addresses:
	39197 FORBIDDEN CT
	Existing Street Names are Correct: Yes
	List of Correct Street Names:
	JUMP ST, FORBIDDEN CT, VAN DYKE ST, RETRIEVER AVE,
	Existing Street Name Corrections Needed:
	All New Street Names are Approved: Yes
	List of Approved Street Names:
	NORDIC SLICE WAY
	List of Street Names Denied:
	Comments:
	39197 FORBIDDDEN CT WILL REMAIN WITH TRACT B1A.
Code Compliance	Reviewer: Ogren, Eric
	Comments: No comments
Planner	Reviewer: Raidmae, Ryan
	There are not any Local Option Zoning District issues with this proposed
	plat.
	Material Site Comments:
	There are not any material site issues with this proposed plat.
Assessing	Reviewer: Windsor, Heather
	Comments: No comment

#### STAFF RECOMMENDATIONS CORRECTIONS / EDITS

Add a legend to the drawing Add a Plat Approval note to the drawing Add Certificate of Acceptance Add a detail of the intersection at Van Dyke St and Nordic Slice Way

#### KPB 20.25.070 – Form and contents required

**Staff recommendation**: final plat submittals must comply with 20.25.070. Additional information, revisions, and/or corrections are required as noted below.

A. Within the Title Block

1. Name of the subdivision which shall not be the same as an existing city, town, tract, or subdivision of land in the borough, of which a plat has been previously recorded, or so nearly the same as to mislead the public or cause confusion. The parent plat's name shall be the primary name of the preliminary plat.

2. Legal description, location, date, and total area in acres of the proposed subdivision;

3. Name and address of owner(s), as shown on the KPB records and the certificate to plat, and registered land surveyor.

*Staff recommendation:* Add KPB file 2024-005 Check total area, parent lots when compiled get different total acreage

- F. The location, width and name of existing and platted streets and public ways, railroad rights-of-way, easements, and travel ways existing and proposed, within the subdivision; **Staff recommendation:** Add name of Nordic Slice Way to new road dedication.
- G. The status of adjacent lands within 100 feet of the proposed subdivision boundary or the land status across from any dedicated rights-of-way that adjoin the propose subdivision boundary, including names of subdivisions, lot lines, block numbers, lot numbers, rights-of-way; or an indication that the adjacent land is not subdivided;

**Staff recommendation:** Add block # to Lot 3 to north

Two subdivisions on northwest corner should have the number spelled out of the addition.

#### KPB 20.30 – Subdivision Design Requirements

**Staff recommendation**: final plat submittals must comply with 20.30. Additional information, revisions, and/or corrections are required as noted below.

#### KPB 20.40 – Wastewater Disposal

**Staff recommendation**: final plat submittals must comply with 20.40. Additional information, revisions, and/or corrections are required as noted below.

20.40.010 Wastewater disposal.

Platting Staff Comments:

Staff recommendation: comply with 20.40.

## KPB 20.60 – Final Plat

**Staff recommendation**: final plat submittals must comply with 20.60. Additional information, revisions, and/or corrections are required as noted below.

20.60.040. Dedication of public use lands. Any land shown on a plat as a street, public park or other public area must be dedicated on the final plat to a tax exempt governmental entity. If the governmental entity is not the Kenai Peninsula Borough, the governmental entity shall be required to execute an acceptance of the dedication on the plat.

Staff recommendation: Add dedication of both roads.

20.60.200. Survey and monumentation.

**Staff recommendation**: comply with 20.60.200 Add found and set monuments Add detail to the labels of the BLM / GLO corner monuments Tie the subdivision to the closest BLM / GLO Monuments Show measured and recorded data

#### **RECOMMENDATION:**

#### STAFF RECOMMENDS:

- GRANT APPROVAL OF THE PRELIMINARY PLAT SUBJECT TO STAFF RECOMMENDATIONS, AND
- COMPLIANCE WITH KPB 20.25.070 (FORM AND CONTENTS), KPB 20.25.080 (PETITION REQUIRED), KPB 20.30 (DESIGN REQUIREMENTS); AND KPB 20.40 (WASTEWATER DISPOSAL), AND
- COMPLIANCE WITH KPB 20.60 TO ENSURE ADMINISTRATIVE APPROVAL OF THE FINAL PLAT.

NOTE: 20.25.120. - REVIEW AND APPEAL.

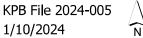
A PARTY OF RECORD MAY REQUEST THAT A DECISION OF THE PLAT COMMITTEE BE REVIEWED BY THE PLANNING COMMISSION BY FILING A WRITTEN REQUEST WITHIN 15 DAYS OF NOTIFICATION OF THE DECISION IN ACCORDANCE WITH KPB 2.40.080.

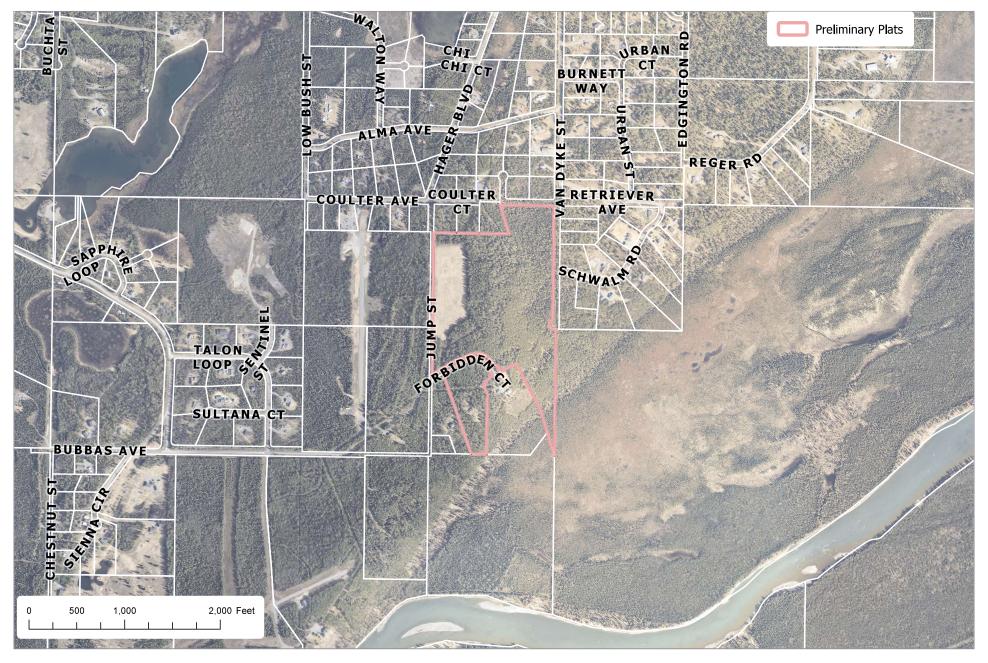
A DECISION OF THE PLANNING COMMISSION MAY BE APPEALED TO THE HEARING OFFICER BY A PARTY OF RECORD WITHIN 15 DAYS OF THE DATE OF NOTICE OF DECISION IN ACCORDANCE WITH KPB 21.20.250.

#### END OF STAFF REPORT



Aerial Map

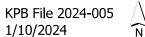




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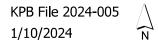


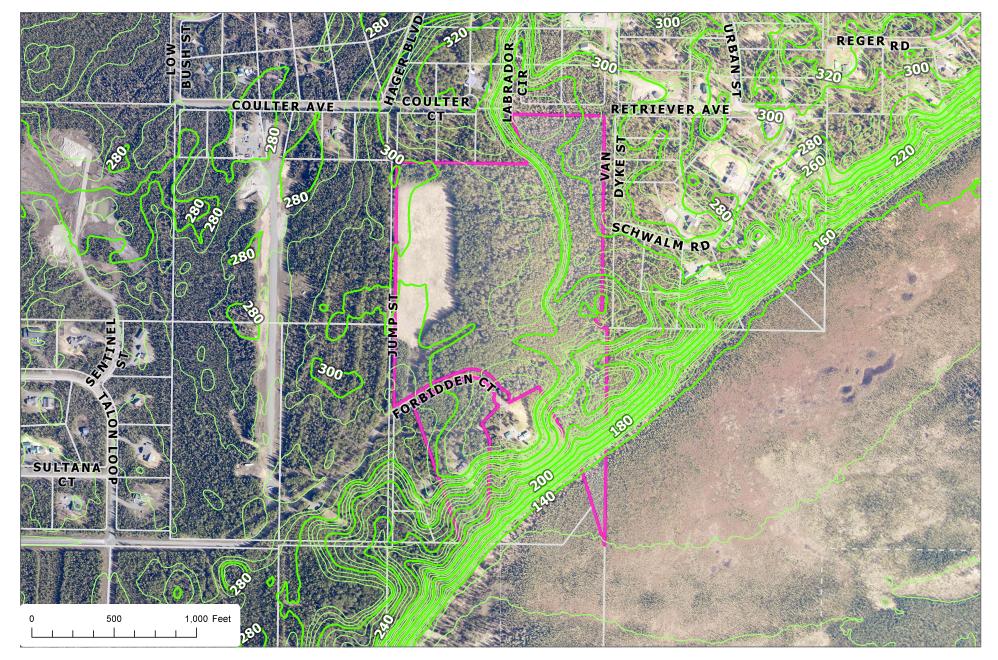
HAGER BLVD URBAN S LOW BUSH ST REGER RD LABRADOR CIR COULTER COULTER AVE RETRIEVER AVE СТ ST VAN DYKE Depression SCHWALM RD S SENTINEL JUMP TALON LOOS FORBIDDEN Kettle SULTANA CT FOREST LN Discharge Slope 1,000 Feet 500 0

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Aerial with 5-foot Contours





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